

STANDING COMMITTEE 13 TRUSTEE ALEJANDRO ORTIZ RIVERA  
REPORT OF ACTION TAKEN  
MEETING OF CREDITORS

In re:

EDGAR AMERICO MARTINEZ ROSARIO

Case No. 08-08071-GAC

GRISELL MARIE COVAS TORO

Chapter 13

Attorney Name: MARILYN VALDES ORTEGA\*

**I. Appearances**

Debtor ☒ Present ☐ Absent  
Joint Debtor ☒ Present ☐ Absent  
Attorney for Debtor ☒ Present ☐ Absent  
☐ Pro-se  
☐ Substitute Valdes

Date: January 12, 2009

Time: 11:20am Track: 7

☒ This is debtor(s) ☒ Bankruptcy filing.

Liquidation Value: \$5,820.00

Creditors

Cortis - Hacienda

**II. Oath Administered**

☒ Yes ☐ No

**III. Documents Filed/Provided**

☐ Schedules  
☒ Statement of Financial Affairs (SOFA)  
☒ Statement of Current Monthly Income (SCMI)  
☒ Credit counseling briefing certificate (CCC)  
☐ Waiver requested by debtor(s)  
☐ DSO Certificate

☐ DSO Recipient's information  
☒ State Tax Returns on-on ☒ Returned  
☐ Federal Tax Returns ☐ Returned  
☒ Evidence of income (60 days prior to petition)

**IV. Status of Meeting** ☒ Closed ☐ Not Held ☐ Continued \_\_\_\_\_ at \_\_\_\_\_

**V. Trustee's Report on Confirmation**

☐ FAVORABLE  
☒ UNFAVORABLE

☐ Feasibility  
☐ Insufficiently funded  
☐ Unfair discrimination  
☐ Fails liquidation value test  
☐ Fails disposable income test (I & J)  
☐ No provision for secured creditor(s)

☐ No DSO certificate (Post-petition)  
☐ Evidence of income  
☐ Missing ☐ Incomplete  
☐ Stmt. of Current Monthly Income  
☐ Incomplete ☐ Missing  
☐ Fails commitment period ☐ Fails Disp. Income  
☐ Certificate of Credit briefing  
☐ Missing ☐ More than 180 days  
☐ Issuer not certified by U.S.T.  
☐ Incomplete schedules  
☐ Incomplete S.O.F.A.  
☐ Other:

☐ Treat value of collateral separately  
☐ No provision for insurance  
☐ Tax returns missing  
☐ State - years \_\_\_\_\_  
☐ Federal - years \_\_\_\_\_

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VI. Plan

(Cont.)

Date: 12/8/08 Base \$ 33,600.00 ☒ Filed Evidence of Pmt shown: \_\_\_\_\_  
Payments ☒ made out of 1 due. ☐ Not Filed Payroll deduction - 12/23/08 - 12/31/08

VII. Confirmation Hearing Date: February, 6, 2009

VIII. Attorney's fees as per R. 2016(b)

\$3,000.00 - \$ 0.00 = \$ 3,000.00

IX. Documents to be provided w/in \_\_\_\_\_ days

☐ Amended schedules \_\_\_\_\_

☐ Amended S.O.F.A. \_\_\_\_\_

☐ Insurance estimate \_\_\_\_\_

☐ Amended plan \_\_\_\_\_

☐ Business Documents \_\_\_\_\_

☐ Assumption/Rejection executory contract \_\_\_\_\_

☐ Monthly reports for the months \_\_\_\_\_

☐ Appraisal \_\_\_\_\_

☐ State tax returns years \_\_\_\_\_

☐ Public Liability Insurance \_\_\_\_\_

☐ Federal tax returns years \_\_\_\_\_

☐ Premises \_\_\_\_\_

☐ Correct SS # (Form B21) \_\_\_\_\_

☐ Vehicle(s) \_\_\_\_\_

☐ Debtor ☐ Joint debtor

☐ Licenses issued by: \_\_\_\_\_

☐ Other: \_\_\_\_\_

☐ M.T.D. to be filed by Trustee: Debtor(s): ☐ failed to appear; ☐ failed to commence payments;

☐ failed to keep payments current; ☐ does (do) not qualify as a debtor (§109); \_\_\_\_\_

☐ Other: \_\_\_\_\_

COMMENTS

① Amend plan and provide for tax refunds during commitment period.  
(2007: \$2,119 2004: \$2,535 2005: \$3,689). Also amend I accordingly (to  
eliminate pro rata provision).

Alejandro Ortiz  
Trustee/Presiding Officer

Date: January 12, 2009

(Rev.)